

## Exhibit A to Ordinance 2268

### Sec. 3-2304. - Penalties.

- (a) The following minimum penalties are hereby established for violations prosecuted under this article; provided, however, that the minimum penalties for violations of any provision identified as a civil infraction in chapter 4 of this Code shall be fifty (50) percent of the amounts set forth in this section:
- (1) A minimum penalty of one hundred dollars (\$100.00) shall be imposed against the responsible party for the first violation of a particular code provision within any consecutive twelve-month period.
  - (2) For each successive violation of the same code provision within any twelve-month period, minimum penalties shall be imposed against the responsible party as follows:
    - a. Second violation: three hundred dollars (\$300.00).
    - b. Third violation: five hundred dollars (\$500.00).
    - c. Fourth or greater violation: nine hundred ninety-nine dollars (\$999.00).
  - (3) Notwithstanding the foregoing, the minimum penalties for violations of any provision of section 6-2012(b)(1) of this Code on a property of a size equal to one acre or larger, shall be as set forth in this section:
    - a. First violation: five hundred dollars (\$500.00).
    - b. Second violation: nine hundred ninety-nine dollars (\$999.00).
    - c. Third violation: two thousand six hundred fifty dollars (\$2650.00) or the Maximum Fine, whichever is greater.
    - d. The Maximum Fine shall be two thousand six hundred fifty dollars (\$2650.00) adjusted for inflation on January 1, 2014, and on January 1 of each year thereafter. "Inflation" shall mean the annual percentage change in the United States department of labor, bureau of labor statistics, consumer price index for Denver-Boulder, all items, all urban consumers, or its successor index, currently the index for Denver-Aurora-Lakewood.
- (~~3~~4) Where multiple violations of a single Code provision are found, the applicable minimum penalty shall be imposed for each count.
- (b) Payment of a penalty shall neither excuse the failure to correct a violation nor bar further enforcement action by the city.
  - (c) All penalties imposed and fees assessed shall be payable to the city.
  - (d) The failure of a responsible party to pay the penalties imposed within the time specified in any notice of assessment issued in accordance with this article, or in the enforcement order if a protest hearing was held, may result in the assessment of a late fee in an amount set by city council resolution, and the city manager may refer the matter for collection by whatever means are available to the city.
  - (e) Any action or other process provided by law may be maintained by the city to recover or collect any amounts, including late fees, interest and administrative costs, owing under this article.

(Ord. No. 1848, § 1, 1-10-2011)